The US has been elected (Article 31). []4.

- A copy of Publication No. Corrected Version WO2004/005412 A3 the International Application as filed [35] П 5. U.S.C. 371(c)(2)]
  - [X] attached hereto (required only if not communicated by the International Bureau). a)

[] has been communicated by the international Bureau. b)

- [] is not required, as the application was filed in the United States Receiving Office (RO/US)
- An English language translation of the Publication No. Corrected Version WO2004/005412 A3 International [] 6. Application as filed [35 U.S.C. 371(c)(2)]
  - a) ∏ is attached hereto

b) [] has been previously submitted under 35 U.S.C. 154(d)(4).

- [] 7. Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
  - a) [] are attached hereto (required only if not communicated by the International Bureau).

b) [] have been communicated by the international Bureau.

- c) [] have not been made; however, the time limit for making such amendments has **NOT** expired.
- d) [] have not been made and will not be made
- An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)] [] 8.

[X] 9. An EXECUTED Oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]

[] 10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]

## Items 11. to 20. Below concern other document(s) or information included:

- An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98
- An Assignment document for recording. A separate cover sheet (PTO-1595) in compliance with 37 CFR 3.28 [] 12. and 3.31 is included.
- [] 13. A preliminary amendment
- [] 14. An Application Data Sheet under 37 CFR 1.76
- A substitute specification with abstract (attached to the preliminary amendment) [] 15.
- [] 16. A change of power of attorney and/or address letter
- [] 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 V+CFR1.821-1.825.
- ∏ 18. A second copy of the published International Application under 35 U.S.C. 154 (d)(4).
- A second copy of the English language translation of the International Application under 35 U.S.C. 154 (d)(4).
- [X] 20. (other items or information) 371 Formalities Letter Confirmation No. 5208

EXPRESS MAIL No.: EV 398 733 315 US August 10, 2005 Deposited:

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under

37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner For Patents,

P.O. Box 1450, Alexandria, VA 22313 1450

/Ruth Montalvo Date: August 10, 2005

| U.S. Application No<br>International Applic   | o. (if known, see 37 tation No.                                  | R. 1.50): 10/52   | 0,987            | •              | Attorney's Doc     | ket No: JG-ELK-    | 5209/501100.20016 |
|---|--|-------------------|------------------|----------------|--------------------|--------------------|-------------------|
| [] 21. The following fees are submitted:  |  |                   |                  |                |                    | Applicant use      | Office use only   |
| <u> </u>  | ATIONAL FEE  |                   |                  |                | \$ 300.00          | \$                 |                   |
| [] b) Examina   | tion fee   |                   |                  |                | \$ 200.00          | \$                 |                   |
| [] C) Search fee \$ 500.00  |  |                   |                  |                | \$                 |                    |                   |
| TOTAL OF ABOVE CALCULATIONS: \$ 1,000.00  |  |                   |                  |                | \$                 |                    |                   |
| [] Additiona  | I fee for specificat   | ion and drawings  | filed in par     | er over 100    | sheets             |                    |                   |
| (excluding  | sequence listing or  | computer program  | listing filed in | n an electroni | c medium).         |                    |                   |
| I ne fee is   | \$250.00 for each  | Number of each    |                  |                | r triereor.        | 1                  |                   |
| Total sheets  | thereof (round up to a whole number                              |                   |                  |                | Rate               |                    |                   |
| 32- 100 =   | 0 /50 =  | _                 |                  |                | X \$250.00         | \$                 |                   |
| ··  | <u> </u>   |                   |                  |                |                    |                    |                   |
|   |  |                   |                  |                |                    | \$                 |                   |
| Claims  | Number   | Filed             | Numb             | er Extra       | Rate               | \$                 |                   |
| Total Claims:   | 14   | - 20              |                  |                | X \$ 50.00         | \$                 |                   |
| Independent   | 1  | - 3               |                  |                | X \$ 200.00        | \$                 |                   |
| Claims:   |  |                   |                  |                | . 0 222 22         |                    |                   |
|   | MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$ 360.00          |                   |                  |                |                    | \$                 |                   |
| TOTAL OF ABOVE CALCULATIONS:  |  |                   |                  |                |                    | \$                 |                   |
| Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30                             |  |                   |                  |                |                    | <br>  <b>\$</b>    |                   |
| Thomas from the   | months from the earliest claimed priority date [37 CFR 1.492(e)] |                   |                  |                |                    |                    |                   |
| ful Applicant plais   | TOTAL OF ABOVE CALCULATIONS:                                     |                   |                  |                |                    |                    |                   |
| [x] Applicant claims Small Entity Status [See 37 CFR 1.27] Reduction by ½ for filing by small entity  SUBTOTAL: |  |                   |                  |                |                    | \$                 |                   |
|   |  |                   |                  |                |                    | \$                 |                   |
| Processing fee of \$130.00 for furnishing the English Translation later than [] 20 [] 30                        |  |                   |                  |                |                    |                    |                   |
| months from the earliest claimed priority date [37 CFR 1.492(f)]  |  |                   |                  |                |                    | \$130.00           |                   |
| TOTAL NATIONAL FEE:   |  |                   |                  |                |                    | \$                 |                   |
| Fee for recording the enclosed assignment [37 CFR 1.21(h)] The assignment must be                               |  |                   |                  |                |                    |                    |                   |
| accompanied by an appropriate cover sheet (PTO-1595) [37 CFR 3.28, 3.31].\$ 40.00 per property                  |  |                   |                  |                |                    | \$                 |                   |
| TOTAL FEE(S):   |  |                   |                  |                | \$130.00           |                    |                   |
| B/17/2005 MKAYPAGH 000000/9 1052098/  |  |                   |                  |                |                    | BEELINDED          | \$                |
| FC:1617   | FC:1617 130.00 OP  |                   |                  | AMOUNT TO BE R |                    | 1                  | \$                |
| AMOUNT TO B   |  |                   |                  |                |                    | CHARGED            | 1                 |
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|   | in appropriate time<br>ust be filed and gra                      |                   |                  |                |                    | tion to revive [37 | CFR 1.137(a)      |
| SEND ALL CORRESPONDENCE TO: Jules E. Goldberg, Esq.   |  |                   |                  | Signature:     | Jul                | Jules & Goldberg   |                   |
| Reed Smith LLP (Customer No. 026418) Attorn   |  |                   |                  |                | Jules E. G         | ioldberg, Esq.     |                   |
| 1   New York, NY 10022-7650   |  |                   | Reg. No.         | 24,408         | 24,408             |                    |                   |
|   |  |                   | Date:            | August 10      | August 10, 2005    |                    |                   |

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## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS O. DOX 1450 Alexandris, Virginia 22313-1450 www.usptu.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/520,987 Carole Noutary JG-ELK-5209/501100.20016 INTERNATIONAL APPLICATION NO. PCT/GB03/02954 026418 I.A. FILING DATE PRIORITY DATE REED SMITH, LLP 07/08/2003 07/09/2002

ATTN: PATENT RECORDS DEPARTMENT 599 LEXINGTON AVENUE, 29TH FLOOR NEW YORK, NY 10022-7650.

**CONFIRMATION NO. 5208 371 FORMALITIES LETTER** 

avation Librocoooooo16408780.

Date Mailed: 06/30/2005

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/10/2005
- Copy of the International Search Report filed on 01/10/2005
- Copy of IPE Report filed on 01/10/2005
- Request for Immediate Examination filed on 01/10/2005
- U.S. Basic National Fees filed on 01/10/2005
- Priority Documents filed on 01/10/2005

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR) 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

\$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN A BAND FINE MENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

# LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

## PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY, DOCKET NO.         |
|-----------------------------|-------------------------------|--------------------------|
| 10/520,987                  | PCT/GB03/02954                | JG-ELK-5209/501100 20016 |

FORM PCT/DO/EO/905 (371 Formalities Notice)